IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 908 OF 2006

Perumal S/o. Arsan ..Applicant.

Vs.

State of Maharashtra & Anr. ..Respondents.

Mr. Mahendra R. Jhakde for the Applicant.

Miss. M.M. Deshmukh, APP for the Respondents.

CORAM : V.M. KANADE, J.

DATED : 13TH MARCH, 2006.

P.C.:

1. Heard the learned counsel for the Applicant and learned APP for the State.

2. The offence is registered against the Applicant in the State of Tamilnadu vide C.R.Nos.227 of 2005 and 237 of 2005 on 24.05.2005 and 16.06.2005 respectively, punishable under section 174 (3) and thereafter, it was converted to S. 302 read with S. 34 of I.P.C.

3. The applicant seeks a limited protection for a period of 15 days in order to enable him to apply before the competent court in Tamilnadu for anticipatory bail. It is submitted that the applicant is falsely implicated. It is further submitted that the applicant is working as a class -IV employee at Kalyan -Dombivali

Municipal Corporation, District Thane and that on the date of alleged incident which had happened at Viruthachalam, District Cuddalore in the State of Tamilnadu, he was very much doing his work, which has reflected from the muster roll of the Corporation, wherein he was working as Sweeper.

4. The learned APP, on the other hand, had invited my attention to the past antecedents of the present applicant. It is submitted that number of cases have been filed against the applicant in the State of Maharashtra and in the State of Tamilnadu.

5. Considering the past antecedents of the applicant, in my opinion, the applicant is not entitled to any relief from this court. Even otherwise, this court does not have jurisdiction to grant order of anticipatory bail in cases where the complaint is lodged in other State.

6. The applicant is at liberty to apply to the Competent Court in the State of Tamilnadu and seek appropriate reliefs.

7. With the above direction, the Criminal Application is dismissed and disposed of accordingly.

13.03.2006 (V.M.Kanade,J)

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